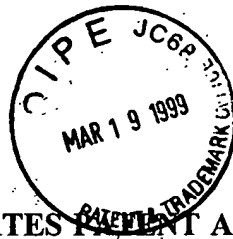


Docket No.: 1268-073



PA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

S. YARKONI

Serial No. 09/147,346

Group Art Unit: 1646

Filed: December 4, 1998

Examiner: Unknown

For: CHIMERIC TOXINS FOR TARGETED THERAPY

REQUEST FOR CORRECTED FILING RECEIPT

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

Attached is a copy of the Filing Receipt received from the U.S. Patent and Trademark Office in the above-referenced application. Also attached is a copy of the Transmittal Letter filed with the application on December 4, 1998. Please note that the number of dependent claims should be 20. It is requested that a corrected filing receipt be issued.

Respectfully submitted,

LOWE HAUPTMAN GOPSTEIN GILMAN & BERNER, LLP

Benjamin J. Hauptman  
Registration No. 29,310

1700 Diagonal Road, Suite 310  
Alexandria, Virginia 22314  
(703) 684-1111 BJH:leb  
Facsimile: 703-518-5499

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MAR 30 1999

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FORM PTO-1390		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>			1268-073
			U.S. APPLIC. NO. (if known, see 37 CFR 1.5)
			Not Yet Assigned
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED	
PCT/IL97/00180	4 June 1997	4 June 1996	
TITLE OF INVENTION			
CHIMERIC TOXINS FOR TARGETED THERAPY			
APPLICANT(S) FOR DO/EO/US			
Shai YARKONI, Amotz NECHUSHTAN, Haya LORBERBOUM-GALSKI, and Irina MARIANOVSKI			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input checked="" type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.	
2.	<input type="checkbox"/>	This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.	
3.	<input type="checkbox"/>	This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).	
4.	<input checked="" type="checkbox"/>	A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.	
5.	<input checked="" type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371(c)(2))	
		a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).	
		b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau.	
		c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)	
6.	<input type="checkbox"/>	A translation of the International Application into English (35 U.S.C. 371(c)(2)).	
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))	
		a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).	
		b. <input type="checkbox"/> have been transmitted by the International Bureau.	
		c. <input type="checkbox"/> have not been made; however, the time limit for making such amendment has NOT expired.	
		d. <input type="checkbox"/> have not been made and will not be made.	
8.	<input type="checkbox"/>	A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).	
9.	<input type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).	
10.	<input type="checkbox"/>	A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).	
Items 11. to 16. below concern other document(s) or information included:			
11.	<input checked="" type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.	
12.	<input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.	
13.	<input checked="" type="checkbox"/>	A <b>FIRST</b> preliminary amendment.	
	<input type="checkbox"/>	A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.	
14.	<input type="checkbox"/>	A substitute specification.	
15.	<input type="checkbox"/>	A change of power of attorney and/or address letter.	
16.	<input checked="" type="checkbox"/>	Other items or information.	
		International Preliminary Examination Report with 1 sheet of amended claims.	
		International Search Report.	
		PCT/IB/308	

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U.S. APPLIC. NO. (if known, see 37 CFR 1.50) Not Yet Assigned	INTERNATIONAL APPLICATION NO. PCT/IL97/00180	ATTORNEY'S DOCKET NUMBER 1268-073
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	CALCULATIONS	PTO USE ONLY																																																																														
17. <input checked="" type="checkbox"/> The following fees are submitted:																																																																																
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO	\$840.00																																																																															
International preliminary examination fee paid to USPTO (37 CFR 1.482) No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))	\$670.00 \$760.00																																																																															
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$970.00																																																																															
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)	\$96.00																																																																															
ENTER APPROPRIATE BASIC FEE AMOUNT =	\$840.00																																																																															
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$ 0.00																																																																															
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Claims</th> <th style="width: 20%;">Number Filed</th> <th style="width: 20%;">Number Extra</th> <th style="width: 20%;">Rate</th> <th style="width: 20%;"></th> <th style="width: 20%;"></th> </tr> <tr> <td>Total Claims</td> <td style="text-align: center;">20 -20 =</td> <td style="text-align: center;">0</td> <td style="text-align: center;">x \$18.00</td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td>Independent Claims</td> <td style="text-align: center;">1 -3 =</td> <td style="text-align: center;">0</td> <td style="text-align: center;">x \$78.00</td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td colspan="3">Multiple dependent claim(s) (if applicable)</td> <td style="text-align: center;">+ \$260.00</td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td> <td style="text-align: right;">\$ 840.00</td> <td></td> </tr> <tr> <td colspan="4">           Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must            also be filed. (Note 37 CFR 1.9, 1.27, 1.28).         </td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL =</td> <td style="text-align: right;">\$ 840.00</td> <td></td> </tr> <tr> <td colspan="4">           Processing fee of \$130.00 for furnishing the English translation later than the <input type="checkbox"/> 20 <input type="checkbox"/> 30            months from the earliest claimed priority date (37 CFR 1.492(f)).         </td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL NATIONAL FEE =</td> <td style="text-align: right;">\$ 840.00</td> <td></td> </tr> <tr> <td colspan="4">           Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be            accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property         </td> <td style="text-align: right;">\$ 0.00</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL FEES ENCLOSED =</td> <td style="text-align: right;">\$ 840.00</td> <td></td> </tr> <tr> <td colspan="4"></td> <td style="text-align: right;">Amount to be: refunded</td> <td style="text-align: center;">\$</td> </tr> <tr> <td colspan="4"></td> <td style="text-align: right;">charged</td> <td style="text-align: center;">\$</td> </tr> </table>	Claims	Number Filed	Number Extra	Rate			Total Claims	20 -20 =	0	x \$18.00	\$ 0.00		Independent Claims	1 -3 =	0	x \$78.00	\$ 0.00		Multiple dependent claim(s) (if applicable)			+ \$260.00	\$ 0.00		TOTAL OF ABOVE CALCULATIONS =				\$ 840.00		Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00		SUBTOTAL =				\$ 840.00		Processing fee of \$130.00 for furnishing the English translation later than the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00		TOTAL NATIONAL FEE =				\$ 840.00		Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0.00		TOTAL FEES ENCLOSED =				\$ 840.00						Amount to be: refunded	\$					charged	\$		
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a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>840.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>07-1337</u> . A duplicate copy of this sheet is enclosed.																																																																																
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.																																																																																
SEND ALL CORRESPONDENCE TO:																																																																																
<u>Kenneth M. Berner</u> SIGNATURE																																																																																
Benjamin J. Hauptman LOWE HAUPTMAN GOPSTEIN & BERNER, LLP 2034 Eisenhower Avenue, Suite 200 Alexandria, VA 22314 (703) 684-1111																																																																																
Kenneth M. Berner NAME																																																																																
37,093 REGISTRATION NUMBER																																																																																
December 4, 1998 DATE																																																																																

BASED ON FORM PTO-1390 (Rev. 5-93)

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FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/147,346	03/01/99	1646	\$485.00	1268-073	8	19	1

LOWE HAUPTMAN GOPSTEIN  
GILMAN & BERNER  
1700 DIAGONAL ROAD  
SUITE 310  
ALEXANDRIA VA 22314

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

SHAI YARKONI, KFAR SABA, ISRAEL; AMOTZ NECHUSHTAN,  
RAMAT HASHARON, ISRAEL; HAYA LORBERBOUM-GALSKI, JERUSALEM,  
ISRAEL; IRINA MARIANOVSKY, JERUSALEM, ISRAEL.

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A 371 OF PCT/IL97/00180 06/04/97

FOREIGN APPLICATIONS- ISRAEL 118570 06/04/96

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 03/17/99 \*\* SMALL ENTITY \*\*  
TITLE

CHIMERIC TOXINS FOR TARGETED THERAPY

PRELIMINARY CLASS: 514

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Lowe, Hauptman, Gopstein & Berner

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DATA ENTRY BY: ORDONEZ, MARTA

TEAM: 11 DATE: 03/17/99